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No. 83-735

In the

# Supreme Court of the United States

Term, 1983

DAVID P. LONGE,

*Petitioner,*

v.

THE PEOPLE OF THE STATE OF NEW YORK,

*Respondent.*

## SUPPLEMENTAL APPENDIX

SANFORD ROSENBLUM
732 Madison Avenue
Albany, New York 12208
(518) 463-1107

*Counsel for Petitioner*

November, 1983

## TABLE OF CONTENTS

Certificate Denying Leave . . . . . Appendix A

Decision of Appellate Division, Third Department . . . Appendix B

# State of New York

# Court of Appeals

BEFORE: HON. HUGH R. JONES, Associate Judge

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THE PEOPLE OF THE STATE OF NEW YORK,

Respondent,

against

DAVID P. LONGE,

Appellant.

CERTIFICATE DENYING LEAVE

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I, HUGH R. JONES, Associate Judge of the Court of Appeals of the State of New York, do hereby certify that upon application timely made by the above-named appellant for a certificate pursuant to CPL 460.20 and upon the record and proceedings herein,° there is no question of law presented which ought to be reviewed by the Court of Appeals and permission to appeal is hereby denied.

Dated at Utica, New York
September 6, 1983

s/ Hugh R. Jones
Associate Judge

° Description of Order: Order of the Appellate Division, Third Department entered July 26, 1983, affirming judgment of Albany County Court entered August 19, 1981 (conviction - criminal possession of a controlled substance, second degree).

**APPENDIX A**

**Supreme Court – Appellate Division**
**Third Judicial Department**

July 14, 1983 45035

THE PEOPLE OF THE STATE OF NEW YORK,
Respondent,

v.

DAVID P. LONGE, Appellant.

Appeal from a judgment of the County Court of Albany County (Clyne, J.) rendered August 19, 1981, convicting defendant upon his plea of guilty of two counts of the crime of criminal possession of a controlled substance in the second degree.

Judgment affirmed. No opinion.

MAIN, J. P., CASEY, MIKOLL, YESAWICH, JR., and WEISS, JJ., concur.

**APPENDIX B**

DECISION

STATE OF NEW YORK

# Supreme Court
# Appellate Division
# Third Judicial Department

JUSTICE BUILDING
ALBANY

HON. A. FRANKLIN MAHONEY

Presiding Justice

HON. MICHAEL E. SWEENEY
HON. T. PAUL KANE
HON. ROBERT G. MAIN
HON. JOHN T. CASEY
HON. ANN T. MIKOLL
HON. PAUL J. YESAWICH, JR.
HON. LEONARD A. WEISS
HON. HOWARD A. LEVINE

Associate Justices

JOHN J. O'BRIEN
CLERK